

**Board of Respiratory Care
Minutes**

Date: August 17, 2005

Time: 9:00 a.m., C.S.T.

Location: Cumberland Room
Ground Floor, Cordell Hull Building
425 5th Avenue North
Nashville, TN 37247-1010

Members Present: Billy Alred, Chair
Shirley Brackett
Darryl Jordan, MD
James Hunter, II
Candace Partee
Timothy McGill
Delmar Mack, Ed.D.
Robbie Bell, Ex Officio

Members Absent: Charles Brownlee

Staff Present: Marva Swann, Unit Director
Tomica Walker, Board Administrator
Nicole Armstrong, Advisory Attorney
Jerry Kosten, Regulations Manager
Gerry Crownover, Assistant General Counsel
Lea Phelps, Disciplinary Coordinator

Guests Present: John Williams, Tennessee Society for Respiratory Care
Kevin Wright, Tennessee Assistive Technology Program
Mark Harkreader, Tennessee Professional Assistance Program

A quorum being present, Mr. Alred, Chair, called the meeting to order at 9:00 a.m.

Office of General Counsel

Ms. Armstrong informed the Board of their responsibilities under the Conflict of Interest Policy. Board members were asked to sign exhibit 4 of the policy in acknowledgement of their understanding of its content.

Ms. Armstrong presented to the Board the Office of General Counsel Report as follows:

Rules:

Under review by the Attorney General:

- Tenn. Comp. R. & Regs. 1330-1- .22—regarding ABG course requirements
- Tenn. Comp R. & Regs. 1300-1-.05- regarding criminal background checks for initial applicants for licensure

Litigation:

The Office of General Counsel, Tennessee Department of Health, currently has twelve (12) open cases pertaining to the Tennessee Board of Respiratory Care. Four (4) cases pertain to Registered Respiratory Therapists; seven (7) cases pertain to Certified Respiratory Therapists; and one (1) case pertains to Respiratory Care Assistants.

Agreed/Consent Order or Contested Case Hearings

John W. Jent, CRT—Mr. Jent was not present by the agreement of the parties. The state was represented by Gerry Crownover.

The Board found Mr. Jent to be in non-compliance of his court order by failing to comply with the conditions and failure to appear in court on charges stemming from February 5, 2001.

As a result of the above findings the a motion was made by Dr. Mack and second by Ms. Partee to accept the consent order as presented and revoke the license of Mr. Jent. The motion carried.

Approval of Minutes

A motion was made by Ms. Partee and seconded by Dr. Mack to approve the minutes of the August 17, 2005 Board meeting as amended. The motion carried.

Applicant Interviews/File Reviews

John Brady—Mr. Brady appeared before the Board seeking licensure through reciprocity as a Registered Respiratory Therapist. Upon review by the Board, a motion was made by Ms. Brackett and seconded by Ms. Partee to grant Mr. Brady a license. The motion carried.

Paul Brock—Mr. Brock appeared before the Board seeking licensure through reciprocity as a Registered Respiratory Therapist. Upon review by the Board, a motion was made by Ms. Partee and seconded by Mr. Hunter to grant Mr. Brock a license. The motion carried.

Paula Brown—Ms. Brown appeared before the Board seeking licensure through reciprocity as a Certified Respiratory Therapist. Upon review by the Board, a motion was made by Mr. Hunter and seconded by Ms Partee to grant Ms. Brown a license without ABG Endorsement until she submits transcripts and related information regarding her respiratory care education, training, and experience in Arterial Blood Gas. The motion carried.

Kylie Dozier—Ms. Dozier appeared before the Board due to a misdemeanor of driving under the influence in 2004. She is seeking renewal of her license. Upon review by the Board, a motion was made by Mr. Hunter and seconded by Dr. Mack to approve Ms. Dozier's renewal application pending a favorable TNPAP evaluation. The motion carried.

Michael Fischer—Mr. Fischer’s application was brought before the Board seeking licensure as a Registered Respiratory Therapist through reciprocity. Upon review by the Board a motion was made by Ms. Brackett and seconded by Mr. McGill to defer Mr. Fischer’s application until the next scheduled meeting pending his appearance. The motion carried.

Stephanie Love—Ms. Love appeared before the Board seeking licensure through reciprocity as a Registered Respiratory Therapist. Upon review by the Board a motion was made by Ms. Partee and seconded by Dr. Mack to grant Ms. Love a license. The motion carried

Brandon Sexton—Mr. Sexton appeared before the Board seeking licensure through reciprocity as a Certified Respiratory Therapist. Upon review by the Board a motion was made by Ms. Partee and seconded by Mr. Hunter to grant Mr. Sexton a license. The motion carried.

William Winston—Mr. Winston appeared before the Board seeking Arterial Blood Gas (ABG) endorsement. Mr. Winston has an active license as a Certified Respiratory Therapist in the State of Georgia. Several years ago she had been licensed by on the job training with ABG endorsement in that state. Upon review by the Board a motion was made by Mr. Hunter and seconded by Ms. Partee to deny ABG endorsement until Mr. Winston enrolls and submits proof of the successful completion of an ABG course from an accredited provider. The motion carried.

Rules

Jerry Kosten reported on the Rulemaking Hearing will be held October 31, 2005 regarding an amendment to Rule 1330-1-.02 which states (a) any person who possesses a valid, unsuspended and unrevoked license issued by the Board has the right to use the title and/or acronyms “Certified Respiratory Therapist (CRT)” or “Certified Respiratory Therapy Technician (CRTT)” as defined in T.C.A. 63-27-102. (b) Any person who possesses a valid, unsuspended and unrevoked license issued by the Board has the right to use the title and /or acronym “Registered Respiratory Therapist (RRT)” as defined in T.C.A. 63-27-102. (c) Any person who possesses a valid, unsuspended and unrevoked license issued by the Board has the right to practice as a respiratory care practitioner as defined in T.C.A. 63-27-102. (d) Violation of this rule regarding use of title shall constitute unprofessional conduct and subject the licensee to disciplinary action.

A discussion was held regarding the task force meeting held June 29, 2005 regarding respiratory delivery technicians. John Williams, of the Tennessee Society for Respiratory Care clarified his position on the language of the rule and their proposed amendments. Ms. Armstrong again stressed her concern that the Board would be acting beyond the scope of its authority to impose regulations on facilities. That being said, Mr. Hunter made a motion, seconded by Ms. Partee to send the proposal to a new rulemaking hearing as amended. The motion carried.

Investigations and Disciplinary Report

Nicole Armstrong presented the report in the absence of Lea Phelps. There was an initial carryover of thirteen (13) complaints from December, 2004 with two (2) new complaints

received in the month of April. Two (2) complaints were sent to the Office of General Counsel leaving a total of twelve (12) open complaints at the time of this meeting.

Tennessee Peer Assistance Program Report

Mark Harkreader, State Director of TNPAP presented the report. For the period of July 1, 2004 thru June 30, 2005 there was a total of eleven (11) referrals, three (3) of which have signed a monitoring agreement, and three (3) in treatment.

Administrator's Report

Tomica Walker presented the Administrator's report. Active current licensee totals are 1971 Registered Respiratory Therapists, 2012 Certified Respiratory Therapists, and 36 Respiratory Care Assistants. There is a benchmark of application processing time set for all Health Related Boards of 14 days for renewals and 100 days for initial applications.

We are exceeding our benchmark of 14 days processing time with regard to renewals with the average time of 3 to 4 days for both RRT's and CRT's and 7 days for RCA's.

We are not meeting the benchmark of 100 days processing time for initial licensure with 122 days being the average time for RRT's, and 105 being the average time for CRT's. This is due largely in part to RRT applicants having to be downgraded when they fail to take the RRT examination and subsequently must then be processed as a CRT. This adds to the processing time. Both RRT and CRT applicants who are issued a temporary permit are waiting until just before the permit expiration date to take the NBRC examination and this delays their being awarded full licensure until this requirement has been met.

For your information, ABG endorsement can now be accessed on the Internet verification system.

Board members were again reminded to obtain prior travel approval through the Administrative staff before making travel arrangements outside of the State of Tennessee in order to ensure reimbursement.

Ratifications

A motion was made by Ms. Partee and seconded by Mr. Hunter to approve the following applicants for Registered Respiratory Therapists, Reinstated Registered Respiratory Therapists, Certified Respiratory Therapists, and Reinstated Certified Respiratory Therapists. The motion carried.

Registered Respiratory Therapists

TERI JEANEAN ANDERSON
RACHEL MICHELLE ANDINO-VASQUEZ
SHAWN RICHARD AUSTIN
ELAINE REED BALDWIN

JANEAN CARMEN BERRY
ANGELA ILEEN BUSH-MOORE
KIMBERLY JONES DANCY
KRISTI HUMPHRIES DAVIS
ROBERT MARK DECKER
LEEANN MICHELLE DICKSON
PATRICIA KARLYLE EARL
BERT WAYNE FISCHER
KAREN FLEMING
KRITINA MARSHALL GARCIA
JENNIFER MICHELLE HALL
CRYSTAL LYNETTE HARMON
TINA TURNER HONEYCUTT
SAMEKA WILLIAMS HUNTER
JAMIE BOMAR INGRAM
HILLARY A IWEORAH
TREASA LASHELL JONES
LAURA LEANNE KING
TINA PEGUES LEE
EARNESTINE DELORIS LEWIS
ERICA BEECHAM LOMAX
SANDRA WINDHOLZ LONG
TERRY ALLEN LONG THER
JEFFERY GEORGE MASSEY
PAUL ROBERT MCCARROLL
DENISE D. MILLER
RAYNA NICOLE MOORE
NATHANAEL BEN NAUGLE
KATRINE YVONNE NELSON
SHELLEY SHERWOOD PAPESCA
AMY ELIZABETH RANDLE
MELISSA G. RANDLE
MARYAM BIABANI SADHI
WILLIAM DAVID SCHUMACHER
ROCHELLE HERSHMAN SHEETS
MARLA LYNN STUTTS RRT
MARK EMMITT TOCHOLKE
LORI DIANE VINSON
ANNA ELIZABETH WILSON
CATRINA ADELL WOODS
JAMES CARROLL YOUNG

Reinstated Respiratory Therapists

GABRIELLA JOY DELORME
FELICIA DIANA ELDRIDGE

Licensed Certified Respiratory Therapists

DAWN GALLOWAY ADAMS
RANDY LEE ADAMS
PAMELA BUNJEVAC BALLINGER
CLAY ANDERSON BARBEE
PAMELA EVERHART BENTON
CRYSTAL ANN BEVERLY
ASHLEY NICOLE BRYANT
CYNTHIA D BUNDY
TANGELA LATHAM BUNTING
CHRISTINA DIONNE BURTON
CHARRISSE M CARR
MANISHA JAYANTI CHAMPANERIA
JESSICA DOTY CHESNUTT
TERESA L CLARK
DOROTHY CLOTTEY
STEFFANEE WOLFE COFFEY
CASEY J COLYER
LORA L COPLEY
HEATHER ALAINE COX
STEPHEN R COX
ANITA LINDSEY DAVIDSON
STACY HOLDER DAVIS
KAREN BRUNTON DAWSON
DUNYALE MITCHELL DOUGLAS
TIFFANY BYRD ELKINS
ROBERT FARMER
LEEANN MICHELLE FINNEY
DAWN HIERHOLZER FORD
KIMBERLY SUZANNE GIVENS
KERI LEIGH HARDIN
CLARISSA DAWN HESS
LARRY WAYNE HILDERBRANT
MONICA MARKLEY HOMMEL
RANDALL DE'WAYNE HUNTER
FORESTEEN JONES
MELANIE BROOKS KECK
SHEILA KRISTEN LAWSON
MASHARA WILSON LEE
TRACEY SCHURLKNIGHT LEWIS
BRANDY LEYANNE LOCKHART
ANNA MAE MALIN
RANDY EUGENE MCDANIEL JR
ALICIA LEEANNE MEFFORD

CRISTI PHILLIPS MILLER
TERRI MELINDA MINOR
STEPHEN RAY MORGAN
KATRINE YVONNE NELSON
MARLA A NEWMAN
JOANNA MARIE NICHOLS
TERESA DIANE NORTHRUP
JULIE R OWENS
JENNIFER KAY PARSONS
EMA RUTH PENNINGTON
NINA E PHILLIPS
MICHELLE SMITH PIGG
YASHICA RIKCHELLE PRESTON
DAVID E PURDY
CYNTHIA MARIE RAITHER
AYANA M ROBINSON
HARRY JAMES ROBINSON III
TIFFANY ALICIA ROBINSON
AMY LANGSTON RUSSELL
LANA JANIECE SEAL
TAMMIE YORK SEIBER
GINA W SMITH
MELISSA D SMITH
WANDA LUNTSFORD SMITH
DAVID M SOUTHER
ELIZABETH L STAMPS
MICHELLE MARIE STEWART
JUDY P SULLIVAN
LISA JOHNSON SUMMERS
TRACY TYRONE TATE
STACY PARKER TAYLOR
PAULA DIXON TEMPLETON
JOANNA TATUM TERRY
AMANDA JEAN THOMPSON
LESLIE M TURLEY
JUDY CAROL WAKEFIELD
TAMMY C WEBB
MARANDA LAVERNE WILKERSON
MARY AMANDA WILLIAMS
WILLIAM CALISTRO WINSTON
QUTINA LAVELL WOODS
DAVID G WRIGHT
NICOLE WRIGHT
RHONDA HATFIELD ZUHARS

Reinstated Certified Respiratory Therapist

TOMMY J BREWINGTON
CHRISTINA SUE COX
MELDA MARDALE COX
JANEY MICHELE DEAL
STEPHANIE R. FREY
CAROLYN JANINE HARTFIELD JACKSON
LANA W HOUSTON
BARBARA S SMALLEY
LISA JANETTE SUITER
TONYIA D WILSON

There being no further business, the meeting was adjourned at 1:00 pm.

Candace Partee, Secretary

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